IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

THURSDAY, THE 2ND AUGUST 2007 / 11TH SRAVANA 1929

Con.Case(C).No. 800 of 2007(S)

PETITIONER:

THE MANAGER,
ST.JOHN'S VOCATIONAL HIGHER SECONDARY SCHOOL,
OOMMANNOOR P.O.

BY ADV. SRI.DEVAN RAMACHANDRAN

RESPONDENT:

MR. G.KARTHIKEYAN NAIR, AGE AND FATHER'S NAME NOT KNOWN,
DIRECTOR, HIGHER SECONDARY EDUCATION,
NANDAVANAM, TRIVANDRUM-698 083.

BY GOVT. PLEADER SRI.I.V.PRAMOD.

THIS CONTEMPT OF COURT CASE (CIVIL) HAVING COME UP FOR ADMISSION ON 02/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S. SIRI JAGAN, J.

Cont.Case (C) NO. 800 OF 2007 - S

Dated this the 2nd day of August, 2007

J U D G M E N T

The petitioner now submits that after filing of the contempt of court case, the petitioner has now been served with a copy of an order dated 20.7.2007. According to him, the time limit prescribed by this Court expired in April 2007 and even without an application for extension of time, the respondent has taken three more months' time to pass orders in accordance with the judgment, that too after filing of the contempt of court case. He would further submit that in the order, instead of passing final orders, the petitioner has been directed to approach the Government and seek remedy. According to the petitioner, therefore, the respondent has committed contempt.

2. Although I am not happy with the conduct of the respondent in having delayed passing of orders for more than three months even without an application for extension of time, now that orders have been passed, I

am not satisfied that any further proceedings are necessary in the contempt of court case. With regard to the contention of the petitioner that the order is not in accordance with the judgment passed, I feel that insofar as the respondent does not have powers to sanction new schools, the respondent cannot be faulted for passing the orders which have now been passed.

3. In the above circumstances, without prejudice to the right of the petitioner to approach the Government as directed in the order, this contempt of court case is closed.

sd/-
S. SIRI JAGAN,
Judge

Mbs/

-True Copy-

P.A.to Judge.

S.SIRI JAGAN, J

W.P.(C) NO. OF 2001

J U D G M E N T

DATED:01-06-2007